IN THE UNITED STATES DISTRICT COURT

FOR THE DISTRICT OF NEW MEXICO

ROBERT WEBBER,

       Plaintiff,

v.   No. CIV-15-0478 WJ/LAM

BOARD OF COUNTY COMMISSIONERS
FOR CURRY COUNTY, TORI SANDOVAL,
in her official and individual capacity as Administrator
of the Curry County Detention Center, and
JONATHAN KING, individually,

       Defendants.

SCHEDULING ORDER

In accordance with the Civil Justice Expense and Delay Reduction Plan adopted in compliance with the Civil Justice Reform Act, and pursuant to Title 28 U.S.C. § 473(a)(1), this case is assigned to a "standard" track classification. Accordingly, the termination date for discovery is **May 16, 2016,** and discovery shall not be reopened, nor shall case management deadlines be modified, except by an order of the Court upon a showing of good cause. These deadlines shall be construed to require that discovery be completed on or before the above date. Service of interrogatories or requests for production shall be considered timely only if the responses are due prior to the deadline. A notice to take deposition shall be considered timely only if the deposition takes place prior to the deadline. The pendency of dispositive motions shall not stay discovery.

Motions relating to discovery (including, but not limited to, motions to compel and motions for protective order) shall be filed with the Court and served on opposing parties by **June 6, 2016.** *See* D.N.M. LR-Civ. 7 for motion practice requirements and timing of responses

and replies.   This deadline shall not be construed to extend the twenty-one (21) day time limit in

D.N.M. LR-Civ. 26.6.

Plaintiff(s) shall identify to all parties in writing any expert witness to be used by

Plaintiff(s) at trial, and shall provide expert reports pursuant to Fed. R. Civ. P. 26(a)(2)(B) and/or

summary disclosures under Fed. R. Civ. P. 26(a)(2)(C), no later than **March 16, 2016.**   All other

parties shall identify in writing any expert witness to be used by such parties at trial, and shall

provide expert reports pursuant to Fed. R. Civ. P. 26(a)(2)(B) and/or summary disclosures under

Fed. R. Civ. P. 26(a)(2)(C), no later than **April 18, 2016.**

Pretrial motions, other than discovery motions, shall be filed with the Court and served on

the opposing party by **June 27, 2016.**   *See* D.N.M. LR-Civ. 7 for motion practice requirements

and timing of responses and replies.   Any pretrial motions, other than discovery motions, filed

after the above dates shall, in the discretion of the Court, be considered untimely.

If documents are attached as exhibits to motions, affidavits or briefs, those parts of the

exhibits that counsel want to bring to the attention of the Court must be highlighted in accordance

with D.N.M. LR-Civ. 10.6.

Counsel are directed to file a consolidated final Pretrial Order as follows: Plaintiff(s) to

Defendant(s) on or before **September 16, 2016;** Defendant(s) to Court on or before

September 30, 2016.   Counsel are directed that the Pretrial Order will provide that no witnesses

except rebuttal witnesses whose testimony cannot be anticipated, will be permitted to testify unless

the name of the witness is furnished to the Court and opposing counsel no later than thirty (30)

days prior to the time set for trial.   Any exceptions thereto must be upon order of the Court for

good cause shown.

Plaintiff(s) allowed until **January 15, 2016** to move to amend the pleadings and until ten days after a ruling granting that motion to join additional parties in compliance with the requirements of Fed. R. Civ. P. 15(a), which may require the opposing party's written consent or leave of Court; and Defendant(s) allowed until **February 15, 2016** to move to amend the pleadings and until ten days after a ruling granting that motion to join additional parties in compliance with the requirements of Fed. R. Civ. P. 15(a), which may require the opposing party's written consent or leave of Court.

A Settlement Conference will be set for **April 27, 2016 at 1:00 p.m., in Las Cruces, New Mexico.**

IT IS SO ORDERED.

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LOURDES A. MARTÍNEZ
UNITED STATES MAGISTRATE JUDGE